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7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**

9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 v.

12 JOSE RAMON CASTRO,

13 Defendant.

Case No. 2:12-cr-269-GMN-DJA

**Motion to Dismiss the Indictment
Without Prejudice and Quash Warrant**

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15 On July 16, 2012, CASTRO was charged by complaint. ECF 1. CASTRO was
16 released on a PR bond. ECF 7. On July 24, 2012, a federal grand jury returned an
17 indictment charging CASTRO with Possession with Intent to Distribute a Controlled
18 Substance in violation of 21 U.S.C. §§ 846, 841(a)(1) and (b)(1)(A)(viii). ECF 10. On
19 March 18, 2013, the defendant failed to appear for his change of plea hearing and a
20 warrant was issued for failure to appear. ECF 43. CASTRO has never been located by the
21 DEA, the investigating agency, and therefore the arrest warrant remains unexecuted.

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1 Pursuant to Federal Rule of Criminal Procedure 48(a), the government hereby
2 moves for leave of Court to dismiss the Indictment without prejudice and quash the arrest
3 warrant.

4 Respectfully submitted this 17th day of June, 2021.

5 Respectfully submitted,

6 CHRISTOPHER CHIOU
7 Acting United States Attorney

8 /s/ Susan Cushman
9 SUSAN CUSHMAN
10 Assistant United States Attorney
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1 **UNITED STATES DISTRICT COURT**
2 **DISTRICT OF NEVADA**

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 JOSE RAMON CASTRO,

7 Defendant.

Case No. 2:12-cr-269-JCM-DJA

**Proposed Order Granting
Motion to Dismiss the Indictment
Without Prejudice and Quash Warrant**

8
9 Pursuant to Federal Rule of Criminal Procedure 48(a), and upon leave of Court, the
10 United States hereby dismisses without prejudice the Indictment and quashes the Arrest
11 Warrant against Defendant JOSE RAMON CASTRO.

12 Respectfully submitted,

13 CHRISTOPHER CHIOU
14 Acting United States Attorney

15 /s/ Susan Cushman
16 SUSAN CUSHMAN
17 Assistant United States Attorney

18 **IT IS SO ORDERED.**

19 Dated this 9 day of July, 2021

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23 Gloria M. Navarro, District Judge
24 UNITED STATES DISTRICT COURT